

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. 04860.P3290  
(maximum 12 characters)

First Named Inventor Steffan Diedrichsen

Title: ARTIFICIAL-REVERBERATION GENERATING DEVICE

Express Mail Label No. EV 409 360 523 US

17548 U.S. PTO  
10/821547

040904

ADDRESS TO: Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant Claims Small Entity Status. (37 CFR 1.27)
3. ☒ Specification (Total Pages 18)  
(preferred arrangement set forth below)
  - Descriptive Title of the Invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☒ Drawings(s) (35 USC 113) (Total Sheets 4)
5. ☒ Oath or Declaration (Total Pages 3)
  - a. ☐ Newly Executed (Original or Copy)
  - b. ☐ Copy from a Prior Application (37 CFR 1.63(d))  
(for Continuation/Divisional with Box 18 completed)
    - i. ☐ **DELETIONS OF INVENTOR(S)** Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).
  - c. ☒ Unsigned.
6. ☐ Application Data Sheet. (37 CFR 1.76)
7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. ☐ Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. ☐ Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies); or
    - ii. ☐ paper
  - c. ☐ Statement verifying identity of above copies

# **ACCOMPANYING APPLICATION PARTS**

9. ☐ Assignment Papers (cover sheet & documents(s))
10. ☐ a. Separate 37 CFR 3.73(b) Statement (where there is an assignee)  
☐ b. Power of Attorney
11. ☐ English Translation Document (if applicable)
12. ☐ a. Information Disclosure Statement (IDS)/PTO-1449  
☐ b. Copies of IDS Citations
13. ☐ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)
16. ☒ Nonpublication Request under 35 U.S.C. 122(b)(2)(B)(i).  
Applicant must attach form PTO/SB/35 or its equivalent.
- 17A. ☐ Claim for Foreign Priority
- 17B. ☐ Other: \_\_\_\_\_

17C. ☒ Pursuant to 37 C.F.R. 1.136(a)(3), applicant(s) hereby request and authorize the U.S. Patent and Trademark Office to (1) treat any concurrent or future reply that requires a petition for extension of time as incorporating a petition for extension of time for the appropriate length of time and (2) charge all required fees, including extension of time fees and fees under 37 C.F.R. 1.16 and 1.17, to Deposit Account No. 02-2666.

18. If a **CONTINUING APPLICATION**, check appropriate box, and supply the requisite information below and in the first sentence of the specification following the title (e.g., by way of preliminary amendment), or in an Application Data Sheet Under 37 C.F.R. 1.76:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP)  
 Of Prior Application No.: \_\_\_\_\_ Examiner \_\_\_\_\_ Group Art Unit \_\_\_\_\_  
 (which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. \_\_\_\_\_)  
 which is a ☐ continuation/ ☐ divisional/ ☐ CIP of prior application no. \_\_\_\_\_ (List entire chain of priority)

Applicant(s): Also include a Preliminary Amendment to amend the specification to claim priority.

**For CONTINUATION AND DIVISIONAL APPS only:** The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. Correspondence Address  
 \_\_\_\_\_ Customer Number or Bar Code Label \_\_\_\_\_  
 or \_\_\_\_\_ (Insert Customer No. or Attach Bar Code Label here)  
☒ Correspondence Address Below

NAME James C. Scheller, Jr.  
BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP  
 ADDRESS 12400 Wilshire Boulevard  
Seventh Floor  
 CITY Los Angeles STATE California ZIP CODE 90025-1026  
 Country U.S.A. TELEPHONE (408) 720-8300 FAX (408) 720-8383

Name (PRINT/TYPE): James C. Scheller, Jr. Registration No.: 31,195  
 Signature:  Date: 4/9/2004

# FEE TRANSMITTAL FOR FY 2004

(FY 2004 Begins 10/01/2003)

TOTAL AMOUNT OF PAYMENT (\$) 964.00

Complete if Known:

Application No. \_\_\_\_\_

Filing Date April 9, 2004

First Named Inventor Steffan Diedrichsen

Examiner Name \_\_\_\_\_

Art Unit \_\_\_\_\_

Attorney Docket No. 04860.P3290

\_\_\_\_ Applicant claims small entity status. See 37 CFR 1.27.

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ Other ☐ None

☒ Deposit Account

Deposit Account Number : 02-2666

Deposit Account Name: \_\_\_\_\_

☒ The Director is Authorized to do the following with respect to the above-identified Deposit Account:

☐ Charge fee(s) indicated below.

☒ Credit any overpayments.

☒ Charge any additional fees during the pendency of this application.

☒ Any concurrent or future reply that requires a petition for extension of time should be treated as incorporating an appropriate petition for extension of time and all required fees should be charged.

☐ Charge fee(s) indicated below except for the filing fee.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description                    | Fee Paid      |
|----------|----------|----------|----------|------------------------------------|---------------|
| 1001     | 770      | 2001     | 385      | Utility application filing fee     | <u>770.00</u> |
| 1002     | 340      | 2002     | 170      | Design application filing fee      | _____         |
| 1003     | 530      | 2003     | 265      | Plant filing fee                   | _____         |
| 1004     | 770      | 2004     | 385      | Reissue filing fee                 | _____         |
| 1005     | 160      | 2005     | 80       | Provisional application filing fee | _____         |

SUBTOTAL (1)\$ 770.00

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

|  | Extra Claims | Fee from below | Fee Paid        |
|--|--------------|----------------|-----------------|
| Total Claims <u>26</u> - 20 = <u>6</u>     | X            | <u>18.00</u>   | = <u>108.00</u> |
| Independent Claims <u>4</u> - 3 = <u>1</u> | X            | <u>86.00</u>   | = <u>86.00</u>  |
| Multiple Dependent Claims <u>0</u>         | X            | _____          | = <u>0</u>      |

\*\*Or number previously paid, if greater; For Reissues, see below.

Large Entity Small Entity

| Fee Code | Fee (\$) | Fee Code | Fee (\$) | Fee Description   |
|----------|----------|----------|----------|---|
| 1202     | 18       | 2202     | 9        | Claims in excess of 20                                    |
| 1201     | 86       | 2201     | 43       | Independent claims in excess of 3                         |
| 1203     | 290      | 2203     | 145      | Multiple dependent claim, if not paid                     |
| 1204     | 86       | 2204     | 43       | **Reissue independent claims over original patent         |
| 1205     | 18       | 2205     | 9        | **Reissue claims in excess of 20 and over original patent |

SUBTOTAL (2)\$ 194.00

**FEE CALCULATION (continued)****3. ADDITIONAL FEES**

| <u>Large Entity</u> |                 | <u>Small Entity</u> |                 | <u>Fee Description</u>   | <u>Fee Paid</u> |
|---------------------|-----------------|---------------------|-----------------|--|-----------------|
| <u>Fee Code</u>     | <u>Fee (\$)</u> | <u>Fee Code</u>     | <u>Fee (\$)</u> |  |                 |
| 1051                | 130             | 2051                | 65              | Surcharge - late filing fee or oath  |                 |
| 1052                | 50              | 2052                | 25              | Surcharge - late provisional filing fee or cover sheet                     |                 |
| 1053                | 130             | 1053                | 130             | Non-English specification  |                 |
| 1812                | 2,520           | 1812                | 2,520           | For filing a request for ex parte reexamination                            |                 |
| 1813                | 8,800           | 1813                | 8,800           | Request for inter parties reexamination                                    |                 |
| 1804                | 920*            | 1804                | 920*            | Requesting publication of SIR prior to Examiner action                     |                 |
| 1805                | 1,840*          | 1805                | 1,840*          | Requesting publication of SIR after Examiner action                        |                 |
| 1251                | 110             | 2251                | 55              | Extension for reply within first month                                     |                 |
| 1252                | 420             | 2252                | 210             | Extension for reply within second month                                    |                 |
| 1253                | 950             | 2253                | 475             | Extension for reply within third month                                     |                 |
| 1254                | 1,480           | 2254                | 740             | Extension for reply within fourth month                                    |                 |
| 1255                | 2,010           | 2255                | 1,005           | Extension for reply within fifth month                                     |                 |
| 1401                | 330             | 2401                | 165             | Notice of Appeal   |                 |
| 1402                | 330             | 2402                | 165             | Filing a brief in support of an appeal                                     |                 |
| 1403                | 290             | 2403                | 145             | Request for oral hearing   |                 |
| 1451                | 1,510           | 1451                | 1,510           | Petition to institute a public use proceeding                              |                 |
| 1452                | 110             | 2452                | 55              | Petition to revive - unavoidable   |                 |
| 1453                | 1,330           | 2453                | 665             | Petition to revive - unintentional   |                 |
| 1501                | 1,330           | 2501                | 665             | Utility issue fee (or reissue)   |                 |
| 1502                | 480             | 2502                | 240             | Design issue fee   |                 |
| 1503                | 640             | 2503                | 320             | Plant issue fee  |                 |
| 1460                | 130             | 1460                | 130             | Petitions to the Commissioner  |                 |
| 1807                | 50              | 1807                | 50              | Processing fee under 37 CFR 1.17(q)  |                 |
| 1806                | 180             | 1806                | 180             | Submission of Information Disclosure Stmt.                                 |                 |
| 8021                | 40              | 8021                | 40              | Recording each patent assignment per property (times number of properties) |                 |
| 1809                | 770             | 2809                | 385             | For filing a submission after final rejection (see 37 CFR 1.129(a))        |                 |
| 1814                | 110             | 2814                | 55              | Statutory Disclaimer   |                 |
| 1810                | 770             | 2810                | 385             | For each additional invention to be examined (see 37 CFR 1.129(b))         |                 |
| 1801                | 770             | 2801                | 385             | Request for Continued Examination (RCE)                                    |                 |
| 1802                | 900             | 1802                | 900             | Request for expedited examination of a design application                  |                 |
| 1504                | 300             | 1504                | 300             | Publication fee for early, voluntary, or normal pub.                       |                 |
| 1505                | 300             | 1505                | 300             | Publication fee for republication  |                 |
| 1803                | 130             | 1803                | 130             | Request for voluntary publication or republication                         |                 |
| 1808                | 130             | 1808                | 130             | Processing fee under 37 CFR 1.17(l) (except provisionals)                  |                 |
| 1454                | 1,330           | 1454                | 1,330           | Acceptance of unintentionally delayed claim for priority                   |                 |

Other fee (specify) \_\_\_\_\_

Other fee (specify) \_\_\_\_\_

**SUBTOTAL (3)\$ 0**

\*Reduced by Basic Filing Fee Paid

**SUBMITTED BY:**Typed or Printed Name: James C. Scheller, Jr.Signature:  Date: 4/9/2004Reg. Number: 31,195 Telephone Number: (408) 720-8300

Send to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

**NONPUBLICATION REQUEST UNDER 35 U.S.C. 122(b)(2)(B)(i)**

First Named Inventor Steffan Diedrichsen

Title ARTIFICIAL-REVERBERATION GENERATING DEVICE

Attorney Docket No. 04860.P3290

Express Mail No.: EV 409 360 523 US

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing.

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

4/9/2004  
Date

(408) 720-8300  
Telephone Number

  
Signature

James C. Scheller, Jr.  
Typed or Printed Name

31.195  
Registration No.

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application upon filing.

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant must notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).